



1 (5) Child pornography.

2 "Violent felony" means any of the following offenses, as  
3 defined by the Criminal Code of 1961:

4 (1) First degree murder.

5 (2) Second degree murder.

6 (3) Predatory criminal sexual assault of a child.

7 (4) Aggravated criminal sexual assault.

8 (5) Criminal sexual assault.

9 (6) Aggravated arson.

10 (7) Aggravated kidnapping.

11 (8) Kidnapping.

12 (9) Aggravated battery resulting in great bodily harm  
13 or permanent disability or disfigurement.

14 Section 10. Criminal history records check for  
15 matriculants. A medical school located in Illinois must require  
16 that each matriculant submit to a fingerprint-based criminal  
17 history records check for violent felony convictions and any  
18 adjudication of the matriculant as a sex offender conducted by  
19 the Department of State Police and the Federal Bureau of  
20 Investigation as part of the medical school admissions process.  
21 A medical school shall forward the name, sex, race, date of  
22 birth, social security number, and fingerprints of each of its  
23 matriculants to the Department of State Police to be searched  
24 against the the Statewide Sex Offender Database and the  
25 fingerprint records now and hereafter filed in the Department  
26 of State Police and Federal Bureau of Investigation criminal  
27 history records databases. The fingerprints of each  
28 matriculant must be submitted in the form and manner prescribed  
29 by the Department of State Police. The Department of State  
30 Police shall furnish, pursuant to positive identification,  
31 records of a matriculant's violent felony convictions and any  
32 record of a matriculant's adjudication as a sex offender to the  
33 medical school that requested the criminal history records

1 check.

2 Section 15. Fees. The Department of State Police shall  
3 charge each requesting medical school a fee for conducting the  
4 criminal history records check under Section 10 of this Act,  
5 which shall be deposited in the State Police Services Fund and  
6 shall not exceed the cost of the inquiry. Each requesting  
7 medical school is solely responsible for payment of this fee to  
8 the Department of State Police. Each medical school may impose  
9 its own fee upon a matriculant to cover the cost of the  
10 criminal history records check at the time the matriculant  
11 submits to the criminal history records check.

12 Section 20. Admissions decision. The information collected  
13 under this Act as a result of the criminal history records  
14 check must be considered by the requesting medical school in  
15 determining whether or not to officially admit a matriculant.  
16 Upon a medical school's evaluation of a matriculant's criminal  
17 history records check, a matriculant who has been convicted of  
18 a violent felony conviction or adjudicated a sex offender may  
19 be precluded from gaining official admission to that medical  
20 school; however, a violent felony conviction or an adjudication  
21 as a sex offender shall not serve as an automatic bar to  
22 official admission to a medical school located in Illinois.

23 Section 25. Civil immunity. Except for wilful or wanton  
24 misconduct, no medical school acting under the provisions of  
25 this Act shall be civilly liable to any matriculant for any  
26 decision made pursuant to Section 20 of this Act.

27 Section 30. Applicability. This Act applies only to  
28 matriculants who are conditionally admitted to a medical school  
29 located in Illinois on or after the effective date of this Act.

1           Section 90. The Department of State Police Law of the  
2 Civil Administrative Code of Illinois is amended by adding  
3 Section 2605-327 as follows:

4           (20 ILCS 2605/2605-327 new)

5           Sec. 2605-327. Conviction and sex offender information for  
6 medical school. Upon the request of a medical school under the  
7 Medical School Matriculant Criminal History Records Check Act,  
8 to ascertain whether a matriculant of the medical school has  
9 been convicted of any violent felony or has been adjudicated a  
10 sex offender. The Department shall furnish this information to  
11 the medical school that requested the information.

12           Pursuant to the Medical School Matriculant Criminal  
13 History Records Check Act, the Department shall conduct a  
14 fingerprint-based criminal history records check of the  
15 Statewide Sex Offender Database, the Illinois criminal history  
16 records database, and the Federal Bureau of Investigation  
17 criminal history records database. The Department may charge  
18 the requesting medical school a fee for conducting the  
19 fingerprint-based criminal history records check. The fee  
20 shall not exceed the cost of the inquiry and shall be deposited  
21 into the State Police Services Fund.

22           Section 99. Effective date. This Act takes effect upon  
23 becoming law."

1 Submitted on November 3, 2005.

2 /s/ Jacqueline Y. Collins  
3 Senator Collins

/s/ Robin Kelly  
Representative Kelly

4 /s/ John J. Cullerton  
5 Senator Cullerton

/s/ Deborah L. Graham  
Representative Graham

6 /s/ Kwame Raoul  
7 Senator Raoul

/s/ Barbara Flynn Currie  
Representative Currie

8 /s/ Edward Petka  
9 Senator Petka

/s/ Brent Hassert  
Representative Hassert

10 /s/ Kirk W. Dillard  
11 Senator Dillard  
12 Committee for the Senate

/s/ Patricia Reid Lindner  
Representative Lindner  
Committee for the House